

AGENDA
Saline County Library Board of Trustees
Special Board Meeting

Location: Bob Herzfeld Memorial Library
1800 Smithers, Benton, Arkansas

June 17, 2019 | 4:00 p.m.

- I. Call to Order
- II. Old Business
- III. New Business
 - a. AR State Library Scholarship Application Approval for Hollie Locke
 - b. Library Card Policy Change
 - c. Library Employee Benefits
 - d. Resignation of Board Member Joan O'Neal
 - e. Officers for 2019/2020
- IV. Adjourn

Next regular board meeting July 15, 2019 at 3:30 p.m.

Arkansas State Library Scholarship Assistance Application

Instructions: Complete this form to apply for State Aid funds to underwrite a scholarship award from your library to an employee who has been admitted to the graduate program in an ALA-accredited library school. Attach to this form all appropriate documentation, such as a letter of admission from the library school, a letter of agreement from the employee who will benefit from the local scholarship award, and a copy of the minutes of the meeting of the local library board at which the application was approved.

APPLICANT

State Aid grant funds are requested to underwrite a scholarship award from this public library to an employee who has been admitted to a graduate program in an accredited library school. The applicant library agrees to award the full amount of the scholarship award to the employee. The employee has agreed to provide transcripts as evidence of credits earned each semester and to remain on the job for a period of one (1) year following grant of aid. If these conditions are not met, the applicant library agrees to refund to the State Library all grant funds paid under this award.

Saline County Library

Applicant Library Name

1800 Smithers Drive

Mailing Address

Benton, AR 72015-3108

City/State/Zip Code + 4 digit extension

501-778-4766

501-778-0536

Phone Number

Fax Number

Linda Edwards

Name of Library Board Chair (PLEASE PRINT)

Signature of Library Board Chair or Official Designee

Date

AGREEMENT

I have applied to my employer for a scholarship grant. I am enrolled in a graduate program in an accredited library school and have completed the first twelve (12) hours credit. Supporting documents are attached. I have agreed to furnish transcripts at the end of each semester as evidence of credits earned, to remain employed in an Arkansas public library for at least one year following grant of aid and to fulfill any local requirements. If I do not fulfill these agreed conditions, I understand that I must repay to the applicant library all funds paid to me from this award.

Hollie Locke

Participant Name (PLEASE PRINT)

Hollie Locke

06/03/19

Participant's Signature

Date

RECOMMENDATION

I have reviewed this application and the supporting documents. I recommend that the State Library Board () approve () deny this application.

Signature of State Librarian

Date

ACTION TAKEN

In a regular meeting of the State Library Board held on _____ the Board voted to () approve () deny this application.

Signature of State Library Board Chairman

Date

Library Card Policy Change

The library gets a fair number of caregivers—grandparents usually—who bring children to the library who are excited to get their first library card, but aren't able to because their parents aren't with them. Many times they are visiting for the summer. While we could give the adult a card in their name and let the child use it, a children's card restricts the user to the computers in Youth Services which don't have access to a wide open Internet.

Staff is recommending a change in the policy to allow for a caregiver to get a card for a child just as a parent or guardian can.

Current policy wording in black, changes in red:

*A child (age 5 and up) may acquire a children's library card with their parent, guardian **or caregiver** being the primary owner of the card. Therefore, the parent, guardian **or caregiver** is responsible for the account and able to gain access to information about the account. **A caregiver must be at least 18 years old.** Once a child is able to obtain a government issued photo ID and parental permission, they may have their own adult card; no one other than the child may have access to this card.*

Anyone over the age of 16 does not have to have parental permission to obtain an adult library card.

If a parent or guardian would like to add an additional adult to the account they may do so, but only with written consent.

Central Arkansas Library System

History

In 1975, the Little Rock Public Library's Board of Trustees and the Trustees of the Pulaski-Perry Regional library agreed to a merger of the libraries in Little Rock, Jacksonville, Sherwood, and Perryville, and the bookmobile services of the Little Rock Public Library and the Regional Library into one library system. The new system adopted the name The Central Arkansas Library System (CALs). The North Little Rock Public Library declined to join the system.

In 1999, the central Arkansas cities and counties comprising CALs' individual entities initiated a new "Agreement for Joint Cooperative Action" for the purpose of constructing, operating, and maintaining public libraries, and providing library services for the citizens of central Arkansas. In addition to the purposes set forth in the original agreement, the new agreement allows CALs to take full advantage of the revised Interlocal Cooperation Act (Ark. Code Ann. §25-20-201 through 207), makes CALs a Public Corporation, allows CALs to own property, broadens the representation of the parties, gives CALs eminent domain power, and generally expands CALs' authority.

2010 Arkansas Code
Title 25 - State Government
Chapter 20 - Interlocal Cooperation Act
Subchapter 2 - Public Bodies Corporate and Politic
§ 25-20-201 - Creation.

25-20-201. Creation.

(a) Any two (2) or more public agencies are hereby authorized to create a public body corporate and politic as a separate legal entity for the purpose of constructing, operating, and maintaining a public library system.

(b) The governing body of each public agency wishing to form a public body corporate and politic shall, by ordinance or resolution, or otherwise pursuant to law, of the governing body of each participating public agency:

(1) Determine that it is in the best interest of the public agency in accomplishing the purposes of this subchapter to create a public body;

(2) Set forth the names of the public agencies which are proposed to form the public body;

(3) Specify any limitations on the exercise of the public body's powers;

(4) Specify the number of directors of the public body, the number of directors required from each public agency, and the voting rights of each director, which number and voting rights may vary by agency and director; and

(5) Approve the filing of an application with the Secretary of State to create the public body corporate and politic.

(c) (1) An application to create a public body corporate and politic shall then be prepared, setting forth:

(A) A request that a public body corporate and politic be created under this subchapter;

(B) The proposed name for the public body;

(C) The names of the participating public agencies;

(D) Any limitations on the exercise of the public body's powers;

(E) The number of directors of the public body;

(F) The number of directors required from each public agency; and

(G) The voting rights of each director.

(2) The application shall be deemed signed and approved by each public agency by attaching thereto a

certified copy of the ordinance, resolution, or other action of each participating public agency.

(d) (1) The Secretary of State shall examine the application, and, if the Secretary of State finds that the name proposed for the public body is not identical with that of any other corporation, agency, or instrumentality of this state, so nearly similar as to lead to confusion and uncertainty, or otherwise deceptively misleading, the Secretary of State shall:

(A) Receive and file the application;

(B) Record it in an appropriate book of record in his or her office;

(C) Make and issue a certificate of incorporation under the seal of the state setting forth the names of the participating public agencies; and

(D) Record the certificate in an appropriate book of record in his or her office.

(2) A copy of the certificate of incorporation, certified by the Secretary of State, shall be admissible in evidence in any suit, action, or proceeding involving the validity or enforcement of, or relating to, any contract of the public body and shall be conclusive proof of the filing and contents of the certificate and the effective creation of the public body corporate and politic, absent fraud in the premises being established.

(e) (1) Any application filed with the Secretary of State pursuant to the provisions of this subchapter may be amended from time to time with the unanimous consent of the directors of the public body corporate and politic who are entitled to vote.

(2) The amendment shall be signed and filed with the Secretary of State in the manner provided in this section, whereupon the Secretary of State shall make and issue an amendment to the certificate of incorporation.

25-20-202. Board of directors -- Executive director.

(a) (1) (A) Each public body corporate and politic shall be administered and governed by a board of directors, with each director residing within the jurisdiction of the public agency which he or she represents.

(B) Each director shall be appointed by the governing body of the public agency which he or she represents, with all vacancies being likewise filled within forty-five (45) days.

(2) (A) The directors shall receive no compensation for their services, but they shall be entitled to reimbursement of expenses incurred in the performance of their duties.

(B) No director may serve more than six (6) consecutive years.

(3) Before entering upon their duties, the directors shall take and subscribe to an oath of office swearing to discharge faithfully their duties in the manner provided by law.

(b) (1) The board of directors shall appoint a paid executive director, who shall be in charge of the daily operations of the public body and shall be responsible for submitting a budget to the board of directors for approval and the hiring, dismissal, and compensation of other staff.

(2) The board of directors shall have final approval of all budgets.

25-20-203. Powers.

(a) Unless its application provides otherwise, each public body shall have the power to:

(1) Have perpetual succession;

(2) Maintain such offices as it may deem appropriate;

(3) Execute and perform contracts;

(4) Apply for and receive permits, licenses, certificates, and approvals as may be necessary and construct, maintain, and operate facilities in accordance therewith;

(5) Employ the services of professionals;

(6) Purchase insurance;

(7) Purchase, receive, own, hold, improve, use, lease, sell, convey, exchange, transfer, assign, mortgage, pledge, or otherwise acquire, dispose of, or deal with, real or personal property or any legal or equitable interest therein in its own name;

(8) Apply for, receive, and use loans, grants, taxes, donations, and contributions from any public agency or other lawful source, including any taxes levied pursuant to any authority granted by the Arkansas Constitution or statutes, and amendments thereto, and any proceeds from the sale of bonds;

(9) Acquire by the exercise of the power of eminent domain any real property which it may deem necessary for its purposes, in the manner prescribed in 18-15-1202 -- 18-15-1207 or in the manner provided by any other statutory provisions for the exercise of the power of eminent domain; and

(10) Do any and all other acts and things necessary, convenient, or desirable to carry out the purposes of and to exercise the powers granted to the public body by this subchapter.

(b) A public body corporate and politic created as provided by this subchapter shall constitute an independent legal entity, and, notwithstanding any other provision of state law or any ordinance, resolution, or other action of any participating public agency to the contrary, none of the powers granted to a public body under the provisions of this subchapter or in its application for incorporation shall be subject to the further supervision or regulation or require the further approval or consent of any participating public agency.

25-20-204. Tax exempt status of property and income.

(a) Each public body corporate and politic created pursuant to this subchapter will be performing functions and will be a public instrumentality of the participating public agencies.

(b) Accordingly, all properties at any time owned by the public body and the income therefrom shall be exempt from all taxation in the state.

25-20-205. Immunity.

(a) This subchapter does not abrogate or in any other manner affect the immunity of the participating public agencies.

(b) Such immunity extends also to any public body corporate and politic created pursuant to this subchapter and to each director thereof.

25-20-206. Construction.

This subchapter shall be liberally construed to accomplish its intent and purposes and shall be the sole authority required for the accomplishment of its purposes. To this end it shall not be necessary to comply with the general provisions of other laws dealing with public facilities, their acquisition, construction, equipping, maintenance, operation, leasing, encumbering, or disposition.

25-20-207. Withdrawal.

(a) (1) If any public agency participating in a public body corporate and politic wishes to withdraw therefrom, the governing body of that public agency shall determine by ordinance or resolution, or otherwise pursuant to law, of the governing body, that it is in the best interest of the public agency to withdraw from the public body and give notice thereof to all directors of the public body and to the mayor, county judge, president, chair, or other chief executive of the governing body of each of the other public agencies.

(2) Each such governing body shall have ninety (90) days in which to determine, by ordinance or resolution, or otherwise pursuant to law, of the governing body, whether to dissolve the public body or continue without the withdrawing public agency.

(b) The notice of withdrawal shall become effective upon the earlier of:

(1) The date each public agency participating in the public body makes its determination, as provided in subsection (a) of this section; or

(2) The expiration of ninety (90) days.